



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/667,050	09/21/2000	Zohar Begin	42390.P9415	8359
8791	7590	07/14/2004	EXAMINER	
BLAKELY SOKOLOFF TAYLOR & ZAFMAN 12400 WILSHIRE BOULEVARD, SEVENTH FLOOR LOS ANGELES, CA 90025			MCLEAN MAYO, KIMBERLY N	
		ART UNIT		PAPER NUMBER
		2187		
		DATE MAILED: 07/14/2004		15

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)
	09/667,050	BOGIN ET AL.
	Examiner Kimberly N. McLean-Mayo	Art Unit 2187

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 17 June 2004.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 8,9,12-15,17,19-21 and 30-32 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 8,9,12-15,17,19-21 and 30-32 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All    b) Some \* c) None of:
  1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                     | Paper No(s)/Mail Date. _____ .  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ . | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
|  | 6) <input type="checkbox"/> Other: _____ .                                  |

***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114.

***Claim Rejections - 35 USC § 103***

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

3. Claims 8-9, 12-14 and 30-32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Jeddelloh (USPN: 6,477,623) in view of Alpert et al. (USPN: 5,802,605).

Regarding claim 8, Jeddelloh discloses using a conversion table (Figure 2, Reference 202) to translate a first address (untranslated address from the graphics controller) from a graphics controller (Figure 2, Reference 140) to a second address (translated first address) to a memory (C 6, L 17-24, L 36-50); and using the conversion table to translate a third address (untranslated address from the bus controller) from a bus controller (Figure 2, Reference 130) to a fourth address (translated third address) to the memory (C 6, L 17-24, L 36-50). Jeddelloh does not disclose the second address having a greater number of bits than the first address and the fourth address having a greater number of

Art Unit: 2187

bits than the third address. However, Alpert teaches the concept of using a conversion table (page table) to translate an initial address to a translated address wherein the translated address has a greater number of bits than the initial address (C 3, L 36-40; C 4, L 33-40; C 7, L 32-41; C 8, L 12-50). This feature taught by Alpert expands the addressing capability of an architecture with a limited addressing range, such as the system taught by Jeddelloh, by mapping/translating the virtual/linear addresses to larger physical addresses. The width of the physical address is extended thereby allowing the system to access memory beyond its capabilities based upon the width of the virtual/linear address. Hence, it would have been obvious to one of ordinary skill in the art at the time the invention was made to use the teachings of Alpert with the teachings of Jeddelloh for the desirable purpose of expanding the addressing capability of a system by allowing the system to access a larger amount of physical memory and thereby improve the performance of the system.

Regarding claim 9, the system taught by Jeddelloh and Alpert disclose the conversion table to translate the third address including a translation lookaside buffer (Jeddelloh – C 6, L 25-35).

Regarding claims 12-14, Jeddelloh and Alpert disclose the conversion table including comparing a first portion (virtual/linear address excluding the offset) of the third address (virtual/linear address) with entries in a first table and if the first portion matches a particular one of the entries in the first table, combining a value (physical page number/address) associated with the particular one with a second portion (offset) of the

third address to form the fourth address (physical address) (Figure 3, References 310, 312; C 7, L 9-18 - Jeddeloh discloses that the GART table is a TLB for addresses in the reserved range of graphics addresses (C 6, L 28-30) and thus TLBs function such that the virtual/linear address, [excluding the offset], is compared to the addresses in the TLB and when a match is found, a physical address is formed by combining the physical page number [translated address] with the offset of the virtual/linear address and thus it is evident that these steps are performed when performing steps 310 and 312 in Figure 3), and if the first portion does not match any of the entries in the first table, referring to a second table (comprehensive table) to translate the third address (Jeddeloh; C 6, L 30-34; C 7, L 12-15), wherein the comparing includes comparing the first portion of the third address with entries in the first table (GART table) in an input-output controller (Figure 2, Reference 102) and wherein the referring to the second table includes referring to the second table (comprehensive table) in main memory (system memory)(C 6, L 30-34; C 7, L 12-15).

Regarding claims 30-31, Jeddeloh discloses an address translator (Figure 2, comprised of References, 124 and 202, [the translation table stored in GART]) having a first interface to couple to a memory controller (signal line(s) within Reference 124 coupled to Reference 122), a second interface to couple to a graphics controller (signal line(s) within Reference 124 coupled to Reference 140), a third interface to couple to a bus controller (signal line(s) within Reference 124 coupled to Reference 130) and a table of entries, each entry having a first portion and a second portion (Figure 2, Reference 202; table stored within GART); a translation control circuit coupled to the address translator to

program the entries in the address translator (the address translator comprises interfaces and a table, wherein neither of these elements have logic to control the operation of the address translator and thus it is evident that logic is coupled to the address translator for controlling its operations such as storing/programming addresses/entries in the table); wherein the address translator is to translate an address on the third interface into a first address on the first interface and to translate an address on the second interface into a second address on the first interface (C 6, L 36-50 - Jeddelloh discloses that addresses are received from any of the elements coupled to Reference 124 in Figure 2, and are translated using the table in the GART as long as the address falls within a reserved range of addresses). Jeddelloh does not disclose the address translator translating an address on the third interface into a first address on the first interface having a greater number of bits than the address on the third interface nor translating an address on the second interface into a second address on the first interface having a greater number of bits than the address on the second interface. However, Alpert teaches the concept of an address translator translating an initial address into a first address, wherein the first address has a greater number of bits than the initial address (C 3, L 36-40; C 4, L 33-40; C 7, L 32-41; C 8, L 12-50). This feature taught by Alpert expands the addressing capability of an architecture with a limited addressing range, such as the system taught by Jeddelloh, by mapping/translating the virtual/linear addresses to larger physical addresses. The width of the physical address is extended thereby allowing the system to access memory beyond its capabilities based upon the width of the virtual/linear address. Hence, it would have been obvious to one of ordinary skill in the art at the time the invention was made to use the teachings of Alpert with the teachings of Jeddelloh for the desirable

purpose of expanding the address capability of a system by allowing the system to access a larger amount of physical memory and thereby improving the performance of the system.

Regarding claim 32, Jeddelloh and Alpert disclose the address translator comprising a graphics translation lookaside buffer (Figure 2, Reference 202 - Jeddelloh discloses that the GART table is a TLB for addresses in the reserved range of graphics addresses [C 6, L 28-30]).

4. Claims 15 and 17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Jeddelloh (USPN: 6,477,623) in view of Alpert et al. (USPN: 5,802,605) and Dixit (USPN: 5,574,877).

Regarding claim 15, Jeddelloh discloses an apparatus comprising a translation lookaside buffer (Figure 2, Reference 202 - Jeddelloh discloses that the GART table is a TLB for addresses in the reserved range of graphics addresses [C 6, L 28-30]); control logic coupled to the translation lookaside buffer (hardware/software responsible for controlling Reference 202), wherein the control logic is to compare a first portion (virtual/linear address excluding the offset) of an initial address from a bus controller (virtual/linear address from bus controller, Reference 130 in Figure 2) with entries in the translation lookaside buffer and if a first matching entry is found, to combine a first value (physical page number/address) associated with the matching entry with a second portion (offset) of the initial address to form a first translated address (physical address) (Figure 3,

Art Unit: 2187

References 310, 312; C 7, L 9-18 - Jeddelloh discloses that the GART table is a TLB for addresses in the reserved range of graphics addresses (C 6, L 28-30) and thus TLBs function such that a virtual/linear address, [excluding the offset], is compared to the addresses in the TLB and when a match is found, a physical address is formed by combining the physical page number [translated address] with the offset of the virtual/linear address and thus it is evident that these steps are performed when performing steps 310 and 312 in Figure 3); wherein the control logic is further to access a table (comprehensive table) in memory if the matching entry is not found (C 6, L 30-34, C 7, L 12-15), find a second value (physical page number/address) in the table associated with the first portion, combine the second value with the second portion to form a second translated address (a physical address is formed by combining the physical page number with the offset of the initial virtual/linear address). Jeddelloh does not disclose the first translated address having a greater number of bits than the initial address, the second translated address having a greater number of bits than the initial address, an input register and an output register coupled to the TLB and to the control logic, wherein the control logic is to compare a portion of an initial address in the input register with entries in the TLB and holding a first translated address in the output register and holding a second translated address in the output register. However, Alpert teaches the concept of translating an address by performing a lookup (functionality parallel to the comparing function above) of a portion (Figure 2, Reference 46 - page field) of an initial address (Figure 2, Reference 41 - linear address) in a conversion table (C 8, L 45-50 - page table, larger form of a TLB) and combining a value (page frame address from the page table – refer to Figure 2, Reference 24; Figure 8, Page table entry format) associated with a

matching entry (corresponding entry - when a lookup is performed a corresponding entry is found) with another portion of the initial address (Figure 2, Reference 48 - offset) to form a translated address (physical address)( C 8, L 48-51 – the physical address comprises the page frame address and the offset), wherein the translated address has a greater number of bits than the initial address (Alpert discloses a 32 bit linear address [C 3, L 36-40; C 4, L 33-35] comprising a 2 bit pointer field [Figure 2, Reference 42; C 10, L 51-53], a 9 bit directory field [Figure 2, Reference 44; C 10, L 60-61], a 9 bit page field [Figure 2, Reference 46; C 10, L 66-67; C 11, L 1-2] and an offset field comprised of the remaining 12 bits [Figure 2, Reference 48]; the value, [page frame number], comprises 24 bits, [refer to Figure 8, page table entry format, page frame address] and the another portion, [page field], of the initial address comprises 9 bits; thus the translated address [combination of page frame number and the offset] has 36 bits which is a greater number of bits than the initial address). This feature taught by Alpert expands the addressing capability of an architecture with a limited addressing range, such as the system taught by Porterfield, by mapping/translating the virtual/linear addresses to larger physical addresses. The width of the physical address is extended thereby allowing the system to access memory beyond its capabilities based upon the width of the virtual/linear address. Additionally, Dixit teaches a TLB (Figure 1, comprised of references 12, 14, 16, 20, 22, 24, 28, 30, 31, 32 and 34) coupled to an input register (Figure 18; C 3, L 12-14) and an output register (Figure 1, Reference 26; C 3, L 20) and control logic (software or hardware logic for controlling the operation of the TLB), wherein the control logic is to compare an initial address in the input register with the entries in the TLB and wherein a translated address is held in the output register (C 3, L 9-22). It is well known in the art

Art Unit: 2187

to store data/addresses in a register for the purpose of reducing jitter and glitches from the signals thereby providing accurate and stable data outputs. Jeddeloh addresses are not disclosed as stored in registers and thus are vulnerable to the effects of glitches and jitter. Hence, it would have been obvious to one of ordinary skill in the art at the time the invention was made to use the teachings of Alpert and Dixit with the teachings of Jeddeloh for the desirable purpose of expanding the address capability of a system by allowing the system to access a larger amount of physical memory and thereby improving the performance of the system and for the desirable purpose of providing stability and accuracy.

Regarding claim 17, Jeddeloh, Alpert and Dixit disclose the control logic including logic for first and second control flows, wherein the second control flow is to translate an initial graphics controller address and does not access the table (Jeddeloh – C 7, L 9-12; the control logic responsible for translating an address using the GART, when a GART hit occurs) and wherein the first control flow is to translate an initial bus controller address and accesses the table (Jeddeloh – C 7, L 12- 15; the control logic responsible for translating an address using the comprehensive table in system memory – when a GART miss occurs).

5. Claims 19-21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Jeddeloh (USPN: 6,477,623) in view of Dixit (USPN: 5,574,877).

Regarding claim 19, Jeddeloh discloses a processor (Figure 1, Reference 116); a memory (Figure 1, Reference 104); a graphics controller (Figure 1, Reference 140); a bus

Art Unit: 2187

controller (Figure 1, Reference 118); an input-output controller coupled to the processor, memory, graphics controller and bus controller (Figure 2, input-output controller is comprised of References 122, 124, 130, 202, 126, and 204), the input-output controller including a translation lookaside buffer (TLB)(Figure 2, Reference 202 -Jeddeloh discloses that the GART table is a TLB for addresses in the reserved range of graphics addresses [C 6, L 28-30]); control logic coupled to the translation lookaside buffer (hardware/software responsible for controlling Reference 202); wherein the control logic is to compare a first portion (virtual/linear address excluding the offset) of a first initial address (virtual/linear address) from the bus controller (via Reference 130) (C 6, L 36-50) with entries in the translation lookaside buffer and if a first matching entry is found, combining a first value (physical page number/address) associated with the first matching entry with a second portion (offset) of the first initial address to form a first translated address (physical address) (Figure 3, References 310, 312; C 7, L 9-18 - Jeddeloh discloses that the GART table is a TLB for addresses in the reserved range of graphics addresses (C 6, L 28-30) and thus TLBs function such that a virtual/linear address, [excluding the offset], is compared to the addresses in the TLB and when a match is found, a physical address is formed by combining the physical page number [translated address] with the offset of the virtual/linear address and thus it is evident that these steps are performed when performing steps 310 and 312 in Figure 3); and wherein the control logic is further to compare a first portion of a second initial address from the graphics controller (Figure 2, Reference 140; C 6, L 36-50) with the entries in the translation lookaside buffer and if a second matching entry is found, to combine a second value (physical page/frame number) associated with the second matching entry with a second

Art Unit: 2187

portion of the second initial address (offset portion) to form a second translated address (physical address) (Figure 3, References 310, 312; C 7, L 9-18 - Jeddelloh discloses that the GART table is a TLB for addresses in the reserved range of graphics addresses (C 6, L 28-30) and thus TLBs function such that the virtual/linear address, [excluding the offset], is compared to the addresses in the TLB and when a match is found, a physical address is formed by combining the physical page number [translated address] with the offset of the virtual/linear address and thus it is evident that these steps are performed when performing steps 310 and 312 in Figure 3. These same steps are performed for each address provided thereto from any of the elements coupled to Reference 124 in Figure 2 for translation). Jeddelloh does not teach the first translated address having more bits than the first initial address, the second translated address having more bits than the second initial address, an input register and an output register coupled to the TLB and control logic, wherein the control logic is to compare a first initial address in the input register with the entries in the TLB and a first translated address is held in the output register and wherein the control logic is to compare a second initial address in the input register with the entries in the TLB and a second translated address is held in the output register. However, Alpert teaches the concept of translating an address by performing a lookup (functionality parallel to the comparing function above) of a portion (Figure 2, Reference 46 - page field) of an initial address (Figure 2, Reference 41 - linear address) in a conversion table (C 8, L 45-50 - page table, larger form of a TLB) and combining a value (page frame address from the page table – refer to Figure 2, Reference 24; Figure 8, Page table entry format) associated with a matching entry (corresponding entry - when a lookup is performed a corresponding entry is found) with another portion of the initial

Art Unit: 2187

address (Figure 2, Reference 48 - offset) to form a translated address (physical address)(C 8, L 48-51 – the physical address comprises the page frame address and the offset), wherein the translated address has a greater number of bits than the initial address (Alpert discloses a 32 bit linear address [C 3, L 36-40; C 4, L 33-35] comprising a 2 bit pointer field [Figure 2, Reference 42; C 10, L 51-53], a 9 bit directory field [Figure 2, Reference 44; C 10, L 60-61], a 9 bit page field [Figure 2, Reference 46; C 10, L 66-67; C 11, L 1-2] and an offset field comprised of the remaining 12 bits [Figure 2, Reference 48]; the value, [page frame number], comprises 24 bits, [refer to Figure 8, page table entry format, page frame address] and the another portion, [page field], of the initial address comprises 9 bits; thus the translated address [combination of page frame number and the offset] has 36 bits which is a greater number of bits than the initial address). This feature taught by Alpert expands the addressing capability of an architecture with a limited addressing range, such as the system taught by Porterfield, by mapping/translating the virtual/linear addresses to larger physical addresses. The width of the physical address is extended thereby allowing the system to access memory beyond its capabilities based upon the width of the virtual/linear address. Additionally, Dixit teaches a TLB (Figure 1, comprised of references 12, 14, 16, 20, 22, 24, 28, 30, 31, 32 and 34) coupled to an input register (Figure 18; C 3, L 12-14) and an output register (Figure 1, Reference 26; C 3, L 20) and control logic (software or hardware logic for controlling the operation of the TLB), wherein the control logic is to compare an initial address in the input register with the entries in the TLB and wherein a translated address is held in the output register (C 3, L 9-22). It is well known in the art to store data/addresses in a register for the purpose of reducing jitter and glitches from the signals thereby providing accurate and stable data

Art Unit: 2187

outputs. Jeddelloh addresses are not disclosed as stored in registers and thus are vulnerable to the effects of glitches and jitter. Hence, it would have been obvious to one of ordinary skill in the art at the time the invention was made to couple Jeddelloh's TLB to an input register and an output register, wherein a first initial address in the input register is compared with the entries in the TLB and a first translated address is held in the output register and wherein a second initial address in the input register is compared with the entries in the TLB and a second translated address is held in the output register for the desirable purpose of stability and accuracy.

Regarding claim 20, Jeddelloh and Dixit disclose the control logic is further configured to access a table (comprehensive table) in memory if the first matching entry is not found (comprehensive table) to translate the third address (Jeddelloh - C 6, L 30-34; C 7, L 12-15), find a third value (physical page/frame number) in the table associated with the first portion of the first initial address, combine the third value with the second portion of the first initial address to form a third translated address (Jeddelloh - Figure 3, References 310, 312 - the third value and the offset of the first initial address are combined to perform a memory operation and are thus combined to form a physical address) and hold the third translated address in the output register (Dixit - C 3, L 18-22).

Regarding claim 21, Jeddelloh and Dixit disclose the control logic including logic for first and second control flows, wherein the second control flow is to translate an initial graphics controller address and does not access the table ( Jeddelloh – C 7, L 9-12; the control logic responsible for translating an address using the GART, when a GART hit

Art Unit: 2187

occurs) and wherein the first control flow is to translate an initial bus controller address and accesses the table (Jeddeloh – C 7, L 12- 15; the control logic responsible for translating an address using the comprehensive table in system memory – when a GART miss occurs).

***Response to Arguments***

6. Applicant's arguments filed August 11, 2003 have been fully considered but they are not persuasive.

The Examiner's arguments have been repeated in response to Applicant's arguments. Regarding Applicant's argument that claims 8, 15, 19 and 30 recite that an address from a bus controller is translated into a translated address having more bits than the address from the bus controller and that the Office Action admits that Jeddeloh does not teach this limitation and relies on Alpert to provide it, Jeddeloh is cited, [for example in claim 8], in the Office Action for translating an address from a bus controller and a graphics controller to a translated address. However, Jeddeloh does not teach translating the address to an address having a greater number of bits than the untranslated address. Alpert is cited for teaching that which Jeddeloh fails to teach, which is translating an address to a translated address having a greater number of bits than the untranslated address. Alpert is cited in the Office Action for teaching the concept of translating an initial address to a translated address wherein the translated address has a greater number of bits than the initial address. This feature taught by Alpert expands the addressing capability of an architecture with a limited addressing range, such as the system taught by Jeddeloh, by mapping/translating the virtual/linear addresses to larger physical addresses.

Art Unit: 2187

The width of the physical address is extended thereby allowing the system to access memory beyond its capabilities based upon the width of the virtual/linear address. The Examiner has used the secondary reference for the specific teaching of translating a memory address to a translated address having a greater number of bits thereby, providing access to a greater range of memory. In using the teachings of Alpert with the system taught by Jeddelloh, the memory addresses (first and third addresses) from the graphics controller and the bus controller will be translated to an address having a greater number of bits. The test for obviousness is not whether the features of a secondary reference may be bodily incorporated into the structure of the primary reference; nor is it that the claimed invention must be expressly suggested in any one or all of the references. Rather, the test is what the combined teachings of the references would have suggested to those of ordinary skill in the art. See *In re Keller*, 642 F.2d 413, 208 USPQ 871 (CCPA 1981).

A prior art teaching does not have to solve the same problem as Applicant to render a claim unpatentable under 35 U.S.C. 103 (a).

Jeddelloh and Alpert disclose the claimed features of claims 15 and 17 as indicated in the above rejection.

### ***Conclusion***

7. This is a continued examination of applicant's earlier Application No. 09/667,050.

All claims are drawn to the same invention claimed in the earlier application and could

Art Unit: 2187

have been finally rejected on the grounds and art of record in the next Office action if they had been entered in the earlier application. Accordingly, **THIS ACTION IS MADE FINAL** even though it is a first action in this case. See MPEP § 706.07(b).

Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

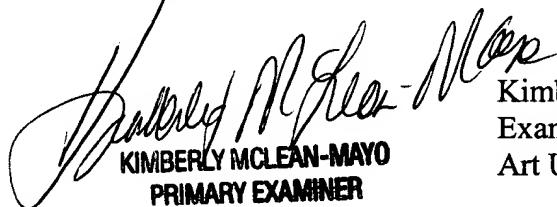
A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no, however, event will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kimberly N. McLean-Mayo whose telephone number is 703-308-9592. The examiner can normally be reached on M (10:00 - 6:30); Tues, Thr (10:00 - 4:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Donald Sparks can be reached on 703-308-1756. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2187

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



KIMBERLY MCLEAN-MAYO  
PRIMARY EXAMINER

Kimberly N. McLean-Mayo  
Examiner  
Art Unit 2187

KNM

July 8, 2004